



Docket No.: 251092US2SRD
Date Allowed: March 23, 2007

DJC/Trw

OBLON
SPIVAK
McCLELLAND
MAIER
NEUSTADT
P.C.

ATTORNEYS AT LAW

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 10/808,320

Applicants: Tatsunori KANAI, et al.

Filing Date: March 25, 2004

For: LOCAL MEMORY MANAGEMENT SYSTEM WITH
PLURAL PROCESSORS

Group Art Unit: 2189

Examiner: Choi, W.H.

SIR:

Attached hereto for filing are the following papers:

**PETITION UNDER 37 CFR 1.181 w/COPIES OF IDS FILED August 9, 2004, October 18, 2004,
December 8, 2004, December 19, 2005 and September 7, 2006, LIST OF RELATED CASES,
SUBMISSION OF SUPPLEMENTAL APPLICATION DATA SHEET w/SUPPLEMENTAL
APPLICATION DATA SHEET (2 Pages)**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Surinder Sachar

Eckhard H. Kuesters

Registration No. 28,870

Surinder Sachar

Registration No. 34,423

Fred L. Braun

Registration No. 56,123

Customer Number

22850

(703) 413-3000 (phone)
(703) 413-2220 (fax)



Docket No.: 251092US2SRD
Date Allowed: March 23, 2007

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&
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ATTORNEYS AT LAW

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Registration No. 56,123

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DOCKET NO: 251092US2SRD

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF : DATE ALLOWED: MARCH 23, 2007
TATSUNORI KANAI, ET AL. : EXAMINER: CHOI, W. H.
SERIAL NO: 10/808,320 :
FILED: MARCH 25, 2004 : GROUP ART UNIT: 2189
FOR: LOCAL MEMORY MANAGEMENT :
SYSTEM WITH PLURAL PROCESSORS

PETITION UNDER 37 CFR 1.181

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants respectfully petition in accordance with 37 CFR 1.181(a)(3) that the IDS/Lists of Related Cases filed on August 9, 2004, October 18, 2004, December 8, 2004 and December 19, 2005 be considered by the Examiner and that the accompanying Lists of Related Cases forms be signed and returned indicating a consideration of the related cases listed on the forms.

STATEMENT OF FACTS

Subsequent to the Notice of Allowance mailed on March 23, 2007, applicants' representative, Fred L. Braun, telephoned the examiner on or about April 11, 2007 to inquire as to why the IDS Statements (PTO-1449 Forms) filed on August 9, 2004 and September 7, 2006 were not considered since they contained a statement of relevancy (August 9, 2004 filing) or an English translation of a Japanese Office Action indicating the degree of relevance found by the foreign patent office (September 7, 2006 filing) in accordance with MPEP section 609.04(a) III, pages 600-153 and 600-154, Rev. 5, August 2006. Also, during

the telephone discussion with the examiner, applicants' representative inquired as to why the IDS/Lists of Related Cases filed on August 9, 2004, October 18, 2004, December 8, 2004 and December 19, 2005 were not considered or commented on in any of the previous Office Communications. As a result of this telephone discussion, the examiner mailed an Office Communication on April 23, 2007 in which he stated that the IDS/Lists of Related Cases filed on August 9, 2004, October 18, 2004, December 8, 2004 and December 19, 2005 failed to comply with the provisions of 37 CFR 1.97, 1.98 and MPEP Section 609 but he initialed and signed the PTO-1449 Forms filed on August 19, 2004 and September 7, 2006. In response to this statement, applicants respectfully submit that each page of these IDS/Lists of Related Cases filings contained the following: (1) a heading "LIST OF RELATED CASES" indicating that the list is an information disclosure statement; (2) the serial number of the application in which the information disclosure statement is being submitted (i.e. 10/808,320, our Docket No. 251092US2 SRD* and the notation "**Present Application; listed for information" in the lower left side of the List); (3) a column on the left margin of the page that provides a space, next to each document to be considered, for the examiner's initials; (4) the U.S. Application Serial Nos. and filing dates; and (5) the name(s) of each inventor/applicant. Accordingly, applicants further submit that these IDS/Lists of Related Cases meet the minimum requirements of 37 CFR 1.97, 37 CFR 1.98, 37 CFR 1.98(a)(1) and 37 CFR 1.98(b), in particular.

Copies of the above-mentioned IDS/Lists of Related Cases and their associated date-stamped mail room filing receipts are attached hereto. In addition thereto, a substitute form of the IDS/List of Related Cases mentioned above containing only a listing of the previously listed related cases is submitted herewith for a more convenient single consideration by the examiner.

ACTION REQUESTED

It is respectfully requested that the Examiner be supplied with the application file so that he may provide Applicants with copies of the above-noted IDS/Lists of Related Cases indicating proper consideration of the listed related cases.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



Eckhard H. Kuesters
Attorney of Record
Registration No. 28,870

Fred L. Braun
Registration No. 56,123

Customer Number
22850

Tel: (703) 413-3000
Fax: (703) 413 -2220
(OSMMN 06/04)

I:\ATTY\FLB\PETITIONS\PETITION UNDER 37 CFR 1.181.DOC

Surinder Sachar
Registration No. 34,423



	Docket No.: 251092US2 SRD	Serial No.: 10/808,320
LIST OF RELATED CASES CITED BY APPLICANT UNDER 37 CFR 1.56	INVENTOR: KANAI, et al.	
	Filing Date, March 25, 2004	Group: 2189
<u>LIST OF RELATED CASES</u>		

Examiner Initial	Docket No.	Serial or Patent Number	Filing or Issue Date	Patent App. Publication No.	Inventor or Applicant
	245650US2 SRD	10/715,546	11/19/03		YOSHI et al.
	251092US2 SRD*	10/808,320	03/25/04		KANAI et al.
	251117US2 SRD	10/808,470	03/25/04		KANAI et al.
	251119US2 SRD	10/808,280	03/25/04		KANAI et al.
	256214US2 SRD	10/895,040	07/21/04		KANAI et al.
	256733US2 SRD	10/902,938	08/02/04		KANAI et al.
	258598US2 SRD	10/935,188	09/08/04		KANAI et al.
	278844US2 SRD	11/232,984	09/23/05		MAEDA et al.
	278845US2 SRD	11/233,026	09/23/05		MAEDA et al.

Examiner: _____

Date Considered: _____

*Present Application; listed for information

EHK/FLB/jmc

I:\ATTY\FLB\RELATED CASES.DOC



COPY

Dept.: E/M
By: EHK/cav/

SMM&N File No. 251092US2SRD

Serial No. 10/808,320

In the matter of the Application of: Tatsunori KANAI, et al.
For: INFORMATION PROCESSING SYSTEM INCLUDING PROCESSORS AND
MEMORY MANAGING METHOD USED IN THE SAME SYSTEM

Due Date: August 7, 2004

The following has been received in the U.S. Patent Office on the date stamped hereon:

Combined Declaration, Petition & Power of Attorney 2 Pages

Dep. Acct. Order Form

PTO-1449

Information Disclosure Statement

IDS/Related/List of Related C:

Cited References 2

Statement of Relevancy

Cited Pending Applications 3

Cover Letter

Filing of Declaration

Notice to File Missing Parts

Copy of Filing Receipt (dated March 25, 2004)

Copy of Credit Card Form

Copy of Fee Transmittal





COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Tatsunori KANAI, et al.

SERIAL NO: 10/808,320

GAU: 2186

FILED: March 25, 2004

EXAMINER:

FOR: INFORMATION PROCESSING SYSTEM INCLUDING PROCESSORS AND MEMORY MANAGING METHOD
USED IN THE SAME SYSTEM

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant(s) wish to disclose the following information.

REFERENCES

- The applicant(s) wish to make of record the references listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

RELATED CASES

- Attached is a list of applicant's pending application(s) which may be related to the present application. A copy of the claims and drawings of the pending application(s) is attached.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

CERTIFICATION

- Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

DEPOSIT ACCOUNT

- Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBOLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Customer Number

22850

Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 05/03)Eckhard H. Kuesters
Registration No. 28,870



LIST OF RELATED CASES

COPY

<u>Docket Number</u>	<u>Serial or Patent Number</u>	<u>Filing or Issue Date</u>	<u>Inventor/ Applicant</u>
245650US2 SRD	10/715,546	11/19/03	YOSHII et al.
251092US2 SRD*	10/808,320	03/25/04	KANAI et al.
251117US2 SRD	10/808,470	03/25/04	KANAI et al.
251119US2 SRD	10/808,280	03/25/04	KANAI et al.

*Present Application; listed for information
EHK/sba
I:\EMEMREL\251s-252s\251092US LIST.DOC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Tatsunori KANAI, et al.

SERIAL NO: 10/808,320

GROUP:

FILED: March 25, 2004

EXAMINER:

FOR: INFORMATION PROCESSING SYSTEM INCLUDING PROCESSORS AND
MEMORY MANAGING METHOD USED IN THE SAME SYSTEMSTATEMENT OF RELEVANCY**Reference AO (JP 10-143380) on Form PTO-1449:**

This article discloses a process allocation method for a multi-processor system, which is composed with a high speed processor and low speed processors, considering parallelism and execution time of each process.

Reference AP (JP 8-180025) on Form PTO-1449:

This reference discloses a scheduling method of operating system. Threads belonging to a process are scheduled so that they are executed on the same processor.

Form PTO 1449
(Modified)U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICEATTY DOCKET NO.
251092US2SRDSERIAL NO.
10/808,320

LIST OF REFERENCES CITED BY APPLICANT

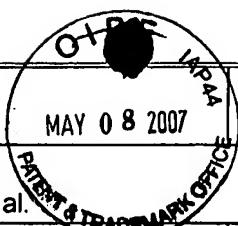
APPLICANT

Tatsunori KANAI, et al.

FILING DATE

March 25, 2004

GROUP

**COPY**

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	AA						
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						
	AL						
	AM						
	AN						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION	YES	NO
	AO	10-143380	05/29/1998	JAPAN			X
	AP	8-180025	07/12/1996	JAPAN			X
	AQ						
	AR						
	AS						
	AT						
	AU						
	AV						

OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)

	AW	
	AX	
	AY	
	AZ	<input type="checkbox"/> Additional References sheet(s) attached

Examiner

Date Considered

*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



COPY

78
Dept.: EM

By: EHK/E/M/ipa

OSMM&N File No. 251092US2SRD

Serial No. 10/808,320

In the matter of the Application of: Tatsunori KANAI, et al.

For: INFORMATION PROCESSING SYSTEM INCLUDING PROCESSORS AND
MEMORY MANAGING METHOD USED IN THE SAME SYSTEM

Due Date: 10/21/04

The following has been received in the U.S. Patent Office on the date stamped hereon:

- Dep. Acct. Order Form
- IDS/Related/List of Related Cases 2



COPY

Docket No. 251092US2SRD



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Tatsunori KANAI, et al.

SERIAL NO: 10/808,320

GAU: 2186

FILED: March 25, 2004

EXAMINER:

FOR: INFORMATION PROCESSING SYSTEM INCLUDING PROCESSORS AND MEMORY MANAGING METHOD
USED IN THE SAME SYSTEM

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

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REFERENCES

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RELATED CASES

- Attached is a list of applicant's pending application(s), published application(s) or issued patent(s) which may be related to the present application. In accordance with the waiver of 37 CFR 1.98 dated September 21, 2004, copies of the cited pending applications are not provided. Cited published and/or issued patents, if any, are listed on the attached PTO form 1449.
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CERTIFICATION

- Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

DEPOSIT ACCOUNT

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Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Customer Number

22850

Tel. (703) 413-3000

Fax. (703) 413-2220

(OSMMN 05/03)

I:\USER\JPAUS\RELATED\OCTOBER 2004\251092US\IDS.DOC

Eckhard H. Kuesters

Registration No. 28,870



LIST OF RELATED CASES

COPY

<u>Docket Number</u>	<u>Serial or Patent Number</u>	<u>Filing or Issue Date</u>	<u>Patent Appl. Publication No.</u>	<u>Inventor/ Applicant</u>
251092US2SRD*	10/808,320	03/25/04		KANAI et al.
256214US2SRD	10/895,040	07/21/04		KANAI et al.

*Present Application; listed for information
EHK/sch



LIST OF RELATED CASES

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256733US2SRD	10/902,938	08/02/04		KANAI et al.

*Present Application; listed for information
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COPY

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Dept.: E/M
By: EHK/dnf

OSMM&N File No. 251092US2SRD

Serial No. 10/808,320

In the matter of the Application of: Tatsunori KANAI, et al.

For: INFORMATION PROCESSING SYSTEM INCLUDING PROCESSORS AND
MEMORY MANAGING METHOD USED IN THE SAME SYSTEM

Due Date: December 8, 2004

The following has been received in the U.S. Patent Office on the date stamped hereon

- Dep. Acct. Order Form
- IDS/Related/List of Related Cases





COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Tatsunori KANAI, et al.

SERIAL NO: 10/808,320

GAU: 2188

FILED: March 25, 2004

EXAMINER: PADMANABHAN MANO

FOR: INFORMATION PROCESSING SYSTEM INCLUDING PROCESSORS AND MEMORY MANAGING METHOD
USED IN THE SAME SYSTEM

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

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LIST OF RELATED CASES

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258598US2SRD	10/935,188	09/08/04		KANAI et al.

*Present Application; listed for information
EHK/sch



COPY

Dept.: E/M

By: EHK/tet

OSMM&N File No. 251092US2SRD

Serial No. 10/808,320

In the matter of the Application of: Tatsunori KANAI, et al.

For: INFORMATION PROCESSING SYSTEM INCLUDING PROCESSORS AND
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Due Date: December 23, 2005

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COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Tatsunori KANAI, et al.

SERIAL NO: 10/808,320

GAU: 2186

FILED: March 25, 2004

EXAMINER:

FOR: INFORMATION PROCESSING SYSTEM INCLUDING PROCESSORS AND MEMORY MANAGING METHOD
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INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

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Fax. (703) 413-2220
(OSMMN 05/03)Eckhard H. Kuesters
Registration No. 28,870



LIST OF RELATED CASES

COPY

<u>Docket Number</u>	<u>Serial or Patent Number</u>	<u>Filing or Issue Date</u>	<u>Patent Appl. Publication No.</u>	<u>Inventor/Applicant</u>
251092US2SRD*	10/808,320	03/25/04	2004/0268083	KANAI, et al.
278844US2SRD	11/232,984	09/23/05		MAEDA, et al.
278845US2SRD	11/233,026	09/23/05		MAEDA, et al.

*Present Application; listed for information

EHK/mya/sch

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DOCKET NO: 251092US2SRD

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF : DATE ALLOWED: MARCH 23, 2007
TATSUNORI KANAI, ET AL. : EXAMINER: CHOI, W. H.
SERIAL NO: 10/808,320 :
FILED: MARCH 25, 2004 : GROUP ART UNIT: 2189
FOR: LOCAL MEMORY MANAGEMENT :
SYSTEM WITH PLURAL PROCESSORS

SUBMISSION OF SUPPLEMENTAL APPLICATION DATA SHEET

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants submits herewith a Supplemental Application Data Sheet for the above-identified application for the purpose of correcting the title of the invention.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Eckhard H. Kuesters
Attorney of Record
Registration No. 28,870

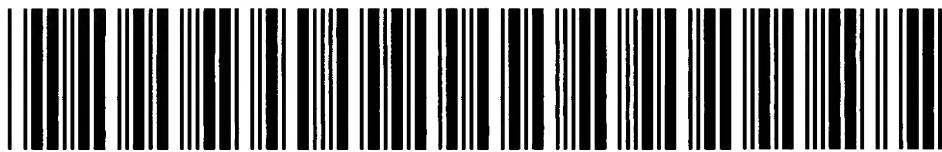
Surinder Sachar
Registration No. 34,423

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Registration No. 56,123

Customer Number
22850

Tel: (703) 413-3000
Fax: (703) 413 -2220
(OSMMN 06/04)

IDS REFERENCES



FOR



SUPPLEMENTAL APPLICATION DATA SHEET

APPLICATION INFORMATION

Application Number:: 10/808,320
Application Date:: 03/25/04
Application Type:: REGULAR
Subject Matter:: UTILITY
CD-ROM or CD-R?:: NONE
Title:: LOCAL MEMORY MANAGEMENT
SYSTEM WITH PLURAL PROCESSORS
Attorney Docket Number:: 251092US2SRD
Total Drawing Sheets:: 28
Small Entity?:: NO

INVENTOR INFORMATION

Applicant Authority Type:: INVENTOR
Primary Citizenship Country:: Japan
Status:: FULL CAPACITY
Given Name:: Tatsunori
Family Name:: KANAI
City of Residence:: Yokohama-shi
Country of Residence:: Japan
Street of Mailing Address:: c/o Intellectual Property Division, Toshiba
Corporation, 1-1, Shibaura 1-chome,
Minato-ku
City of Mailing Address:: Tokyo
Country of Mailing Address:: Japan
Postal or Zip Code of Mailing Address:: 105-8001

Applicant Authority Type:: INVENTOR
Primary Citizenship Country:: Japan
Status:: FULL CAPACITY
Given Name:: Seiji
Family Name:: MAEDA
City of Residence:: Inagi-shi
Country of Residence:: Japan
Street of Mailing Address:: c/o Intellectual Property Division, Toshiba
Corporation, 1-1, Shibaura 1-chome,
Minato-ku
City of Mailing Address:: Tokyo
Country of Mailing Address:: Japan
Postal or Zip Code of Mailing Address:: 105-8001

Applicant Authority Type:: INVENTOR
Primary Citizenship Country:: Japan
Status:: FULL CAPACITY
Given Name:: Kenichiro
Family Name:: YOSHII
City of Residence:: Tokyo
Country of Residence:: Japan
Street of Mailing Address:: c/o Intellectual Property Division, Toshiba Corporation, 1-1, Shibaura 1-chome, Minato-ku
City of Mailing Address:: Tokyo
Country of Mailing Address:: Japan
Postal or Zip Code of Mailing Address:: 105-8001

CORRESPONDENCE INFORMATION

Correspondence Customer Number:: 22850

REPRESENTATIVE INFORMATION

Representative Customer Number:: 22850

DOMESTIC PRIORITY INFORMATION

FOREIGN PRIORITY INFORMATION

Application Number:	Country::	Filing Date::	Priority Claimed::
2003-185416	Japan	06/27/03	YES

ASSIGNMENT INFORMATION